

1fw
DOCKET NO.: B0932.70191US01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Douglas V. Poscich
Serial No: 10/802,403
Confirmation. No.: 3710
Filed: March 16, 2004
For: SNOWBOARD BINDING SYSTEM

Examiner: Not Yet Assigned
Art Unit: 3618

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 29 day of June, 2004.


Rita A. LeBlanc

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

- ☒ Information Disclosure Statement
- ☒ PTO Form 1449
- ☒ Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

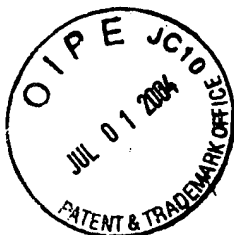
Serial No.: 10/802,403
Docket No.: B0932.70191US01
Page 2 of 2

A check is not enclosed. If a fee is required, the Commissioner is hereby authorized to charge Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,

By: Walt Norfleet
James M. Hanifin, Jr., Reg. No.: 39,213
Walt Norfleet, Reg. No.: 52,078
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, Massachusetts 02210-2211
Telephone: (617)720-3500

Docket No. B0932.70191US01
Date: June 29, 2004
xxNDDxx



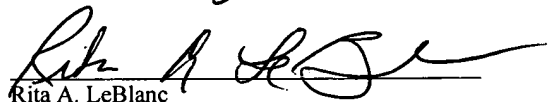
DOCKET NO: B0932.70191US01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Douglas V. Poscich
Serial No: 10/802,403
Confirmation No: 3710
Filed: March 16, 2004
For: SNOWBOARD BINDING SYSTEM
Examiner: Not Yet Assigned
Art Unit: 3618

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 17 day of June, 2004.


Rita A. LeBlanc

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT FILED PURSUANT TO THE DUTY OF
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed before the mailing date of a first Office Action on the merits in the above-identified case. No fee or certification is required.

PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

The Applicant hereby makes the following additional information of record in the above-identified application.

The above-identified application claims priority to U.S. application Serial Nos. 10/151,194 and 09/990,581, now issued as U.S. Patent Nos. 6,705,633 and 6,722,688, respectively. The above-identified application is also a family member of U.S. Application Serial No. 10/151,191, now issued as U.S. Patent No. 6,726,238.

The above-identified application(s)/patent(s) are family members and may include technically-related subject matter and/or claims that are/were similar to this application.

The Examiner is requested to review the entire file history of the above-identified application(s)/patent(s), including office actions, responses, etc. The Examiner is asked to contact the undersigned if the Examiner would like the Applicant to supply copies of any or all of the information included in any of the above-listed application(s)/patent(s). If the undersigned is not contacted by the Examiner with such a request, then the undersigned will assume that the Examiner has reviewed or will review the file content of the above-listed application(s)/patent(s).

The Applicant would like to bring to the Examiner's attention the Search Report from the Japanese Patent Office, and English translation thereof, for Japanese Utility Model No. 1436/2003 corresponding to U.S. Application No. 10/151,194. Copies of the Search Report and translation were previously submitted to the Patent Office in the '194 application.

The Applicant would like to bring to the Examiner's attention the Search Report for European Patent Application No. EP 02026320, corresponding to U.S. Application No. 10/151,194. A copy of the Search Report was previously submitted to the Patent Office in the '194 application.

PART III: Explanation of Non-English Language References and Remarks Concerning Other Information Cited

The following is a concise explanation of the relevance of each non-English language reference listed on the attached form PTO-1449 (modified):

The relevance of reference JP 3081397 may be gleaned from U.S. Patent No. 6,416,075, which is an English language family member patent, and from the previously submitted Search Report for Japanese Utility Model No. 1436/2003.

The relevance of reference JP 3070043 may be gleaned from the previously submitted Search Report for Japanese Utility Model No. 1436/2003.

The relevance of JP 3088015 may be gleaned from U.S. Patent No. 6,053,524, which is an English language family member, and from the previously submitted Search Report for Japanese Utility Model No. 1436/2003.

The relevance of reference JP 11-57110 may be gleaned from the previously submitted English abstract and the previously submitted Search Report for Japanese Utility Model No. 1436/2003.

The relevance of reference JP 9-206420 may be gleaned from the previously submitted English abstract, the previously submitted Search Report for Japanese Utility Model No. 1436/2003, and from EP 0787512, which is a family member patent having English language claims.

The relevance of reference WO 98/39069 may be gleaned by its previously submitted English abstract and the previously submitted Search Report for European Application No. EP 02026320.

PART IV: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;

2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;

3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

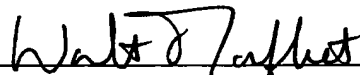
By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

By: 
James M. Hanifin, Jr., Reg. No. 39,213
Walt Norfleet, Reg. No. 52,078
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, Massachusetts 02210-2211
Telephone: 617-646-8000

Docket No. B0932.70191US01
Date: June 29, 2004
xNDDx

FORM PTO-1449/A and B (Modified)		APPLICATION NO.: 10/802,403	ATTY. DOCKET NO.: B0932.70191US01
INFORMATION DISCLOSURE STATEMENT BY APPLICANT		FILING DATE: March 16, 2004	CONFIRMATION NO.: 3710
		APPLICANT: Douglas V. Poscich	
		GROUP ART UNIT: 3618	EXAMINER: Not Yet Assigned
Sheet	4		



U.S. PATENT DOCUMENTS					
Examiner's Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication or of issue of Cited Document MM-DD-YYYY
		Number	Kind Code		
	A1	3,398,969		Perry	08-27-1968
	A2	3,538,627		Labat-Camy	11-10-1970
	A3	3,578,349		Edmund	05-11-1971
	A4	3,636,642		Walther	01-25-1972
	A5	3,775,866		Marker	12-04-1973
	A6	3,964,758		Kent	06-22-1976
	A7	4,021,056		Oakes	05-03-1977
	A8	4,177,584		Beyl	12-11-1979
	A9	4,278,269		Beyl	07-14-1981
	A10	4,403,789		Hickey	09-13-1983
	A11	4,570,363		Annovi	02-18-1986
	A12	4,846,492		Bataille	07-11-1989
	A13	4,969,655		Katz	11-13-1990
	A14	4,973,073		Raines et al.	11-27-1990
	A15	5,035,443		Kincheloe	07-30-1991
	A16	5,125,173		Nagano et al.	06-30-1992
	A17	5,131,291		Beyl	07-21-1992
	A18	5,142,798		Kaufman et al.	09-01-1992
	A19	5,156,644		Koehler et al.	10-20-1992
	A20	5,170,574		Weisbrich	12-15-1992
	A21	5,277,635		Gillis	01-11-1994
	A22	5,299,823		Glaser	04-05-1994
	A23	5,354,088		Vetter et al.	10-11-1994
	A24	5,356,170		Carpenter et al.	10-18-1994
	A25	5,410,821		Hilgendorf	05-02-1995
	A26	5,474,322		Perkins et al.	12-12-1995
	A27	5,480,176		Sims	01-02-1996
	A28	5,505,477		Turner et al.	04-09-1996
	A29	5,505,478		Napoliello	04-09-1996
	A30	5,520,405		Bourke	05-28-1996
	A31	5,520,406		Anderson et al.	05-28-1996
	A32	5,544,909		Laughlin et al.	08-13-1996
	A33	5,558,355		Henry	09-24-1996
	A34	5,577,757		Riepl et al.	11-26-1996
	A35	5,595,396		Bourdeau	01-21-1997
	A36	Des. 382,320		Sand	08-12-1997
	A37	5,660,410		Alden	08-26-1997
	A38	5,664,344		Marmonier	09-09-1997
	A39	5,669,630		Perkins et al.	09-23-1997
	A40	5,690,350		Turner et al.	11-25-1997
	A41	5,690,351		Karol	11-25-1997
	A42	5,695,210		Goss et al.	12-09-1997
	A43	5,697,631		Ratzek et al.	12-16-1997
	A44	5,701,689		Hansen et al.	12-30-1997

FORM PTO-1449/A and B (Modified) INFORMATION DISCLOSURE STATEMENT BY APPLICANT				APPLICATION NO.: 10/802,403		ATTY. DOCKET NO.: B0932.70191US01			
				FILING DATE: March 16, 2004		CONFIRMATION NO.: 3710			
				APPLICANT: Douglas V. Poscich					
				GROUP ART UNIT: 3618		EXAMINER: Not Yet Assigned			
Sheet	2	of	4						

	A45	5,704,139		Okajima	01-06-1998
	A46	5,713,587		Morrow et al.	02-13-1998
	A47	5,727,797		Bowles	03-17-1998
	A48	5,771,609		Messmer	06-30-1998
	A49	5,799,957		Okajima et al.	09-01-1998
	A50	5,806,876		Alden	09-15-1998
	A51	5,815,952		Bobrowicz	10-06-1998
	A52	5,815,953		Kaufman et al.	10-06-1998
	A53	5,820,155		Brisco	10-13-1998
	A54	5,826,910		Ricks et al.	10-27-1998
	A55	5,845,421		Tanaka	12-08-1998
	A56	5,857,700		Ross	01-12-1999
	A57	5,887,886		Bourdeau	03-30-1999
	A58	5,890,730		Anderson et al.	04-06-1999
	A59	5,899,483		Paris	05-04-1999
	A60	5,927,744		Knapschafer	07-27-1999
	A61	5,941,553		Korman	08-24-1999
	A62	5,954,358		Bejean et al.	09-21-1999
	A63	5,967,531		Saillet	10-19-1999
	A64	5,971,407		Zemke et al.	10-26-1999
	A65	5,971,422		Anderson et al.	10-26-1999
	A66	5,975,556		Lehman	11-02-1999
	A67	6,007,077		Moe	12-28-1999
	A68	6,010,138		Bobrowicz et al.	01-04-2000
	A69	6,053,524		Laughlin	04-25-2000
	A70	6,056,312		Hogstedt	05-02-2000
	A71	6,076,848		Rigal et al.	06-20-2000
	A72	6,099,018		Maravetz et al	08-08-2000
	A73	6,102,429		Laughlin et al.	08-15-2000
	A74	6,102,430		Reynolds	08-15-2000
	A75	6,109,643		Bayer et al.	08-29-2000
	A76	6,116,634		Mometti	09-12-2000
	A77	6,123,354		Laughlin et al.	09-26-2000
	A78	6,126,179		Dodge	10-03-2000
	A79	6,164,682		Okajima et al.	12-26-2000
	A80	6,196,559	B1	Cress	03-06-2001
	A81	6,196,569	B1	Berger et al.	03-06-2001
	A82	6,199,893	B1	Fumagalli	03-13-2001
	A83	6,203,052	B1	Dodge	03-20-2001
	A84	6,206,403	B1	Black et al.	03-27-2001
	A85	6,209,890	B1	Couderc	04-03-2001
	A86	6,213,493	B1	Korman	04-10-2001
	A87	6,227,552	B1	Keller et al.	05-08-2001
	A88	6,276,708	B1	Hogstedt	08/2001
	A89	6,322,096	B2	Porte	11-27-2001
	A90	6,347,805	B1	Maravetz et al.	02-19-2002
	A91	6,416,075		Laughlin et al.	07-09-2002
	A92	6,443,465	B1	Maravetz et al.	09/2002
	A93	6,457,736	B1	Maravetz et al.	10/2002
	A94	6,557,884		Maravetz et al.	05-06-2003

FORM PTO-1449/A and B (Modified) INFORMATION DISCLOSURE STATEMENT BY APPLICANT				APPLICATION NO.: 10/802,403		ATTY. DOCKET NO.: B0932.70191US01	
				FILING DATE: March 16, 2004		CONFIRMATION NO.: 3710	
				APPLICANT: Douglas V. Poscich			
				GROUP ART UNIT: 3618		EXAMINER: Not Yet Assigned	
Sheet	3	of	4				

	A95	6,595,542	B2	Okajima	07-22-2003
	A96	6,726,238		Poscich	04-27-2004
	A97	6,739,615		Maravetz et al.	05-25-2004
	A98	6,705,633	B2	Poscich	03-16-2004
	A99	6,722,688	B2	Poscich	04-20-2004
	A100	2002/0008366	A1	Rittmeyer	01/2002
	A101	2002/0043783	A1	Okajima et al.	04/2002
	A102				

FOREIGN PATENT DOCUMENTS

Examiner's Initials#	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document (not necessary)	Date of Publication of Cited Document MM-DD-YYYY	Translation (Y/N)
		Office/ Country	Number	Kind Code			
	A103	DE	92 16 831.0*	U1	Rank	05-13-1993	Y
	A104	DE	43 33 503*	C2	Messmer	04-06-1995	Abstract
	A105	DE	44 35 960*	C1	Hansen et al.	03-28-1996	Abstract
	A106	DE	296 08 660*	U1	Grünecker	09-26-1996	Y
	A107	DE	196 02 667*		Mrozek et al.	10-16-1997	Y
	A108	EP	0 217 750*	A1	Olivieri	04-08-1987	
	A109	EP	0 615 774*	A2	Riepl et al.	09-21-1994	Abstract
	A110	EP	0 668 090*	A1	Schiele et al.	08-23-1995	Y
	A111	EP	0 740 908*	A1	Bobrowicz	11-06-1996	Y
	A112	EP	0 753 269*	A1	Marmonier	01-15-1997	Y
	A113	EP	0 774 217*	A2	Marega et al.	05-21-1997	
	A114	EP	0 787 512*		Fritsch AG Swiss Bindings	06-08-1997	NO
	A115	EP	0 793 920*	A1	Paris	09-10-1997	Y
	A116	EP	0 796 570*	A1	Marmonier	09-24-1997	Abstract
	A117	EP	0 838 248*	A1	Mimeur et al.	04-29-1998	Abstract
	A118	FR	2 592 807*	A1	Duport	07-17-1987	Y
	A119	FR	2 604 913*	A1	Duport	04-15-1988	Y
	A120	FR	2 627 993*	A1	Bataille	09-08-1989	Y
	A121	FR	2 720 655*	A1	Finiel	12-08-1995	Abstract
	A122	FR	2 732 230*	A1	Brechet	10-04-1996	Y
	A123	FR	2 752 685*	A1	Bobrowicz	03-06-1998	Abstract
	A124	IT	322456*		Marzot	11-12-1934	Y
	A125	JP	9-206420*		Fritsch AG Swiss Bindings	08-06-1997	Abstract
	A126	JP	9-248360*		Toshiyuki	09-22-1997	Abstract
	A127	JP	11-57110*		Yoshikawa:KK	03-02-1999	Abstract
	A128	JP	3070043*		Kabushiki Kaisha Kyarattu	07-14-2000	NO
	A129	JP	3081397*		The Burton Corporation	11-02-2001	NO
	A130	JP	3088015*		The Burton Corporation	08-30-2002	NO
	A131	WO	80/00063*	A1	Gustavsson	01-24-1980	

FORM PTO-1449/A and B (Modified) INFORMATION DISCLOSURE STATEMENT BY APPLICANT				APPLICATION NO.: 10/802,403		ATTY. DOCKET NO.: B0932.70191US01			
				FILING DATE: March 16, 2004		CONFIRMATION NO.: 3710			
				APPLICANT: Douglas V. Poscich					
				GROUP ART UNIT: 3618		EXAMINER: Not Yet Assigned			
Sheet	4	of	4						

	A132	WO	94/26365*	A1	Bourdeau	11-24-1994	Abstract
	A133	WO	95/09035*	A1	Meibock et al.	04-06-1995	
	A134	WO	95/33534*	A1	Finiel	12-14-1995	Abstract
	A135	WO	96/01575*	A1	Bourdeau	01-25-1996	Abstract
	A136	WO	96/17660*	A1	Alden	06-13-1996	
	A137	WO	96/22137*		Dodge	07-25-1996	
	A138	WO	96/26774*	A1	Bayer et al.	09-06-1996	
	A139	WO	96/36407*	A1	Forest et al.	11-21-1996	Partial
	A140	WO	97/03734*	A1	Karol	02-06-1997	
	A141	WO	97/22390*	A1	DeFrance	06-26-1997	Y
	A142	WO	97/27773*	A1	Rench et al.	08-07-1997	
	A143	WO	97/31689*	A1	Brechemier	09-04-1997	Abstract
	A144	WO	98/01193*	A1	Smith et al.	01-15-1998	
	A145	WO	98/06465*	A1	Hilgarth	02-19-1998	Abstract
	A146	WO	98/07479*	A1	Porte	02-26-1998	Abstract
	A147	WO	02/092176*	A1	Gatto et al.	11-21-2002	
	A148	WO	98/39069*	A1	Takahashi Setuko	09-11-1998	

OTHER ART — NON PATENT LITERATURE DOCUMENTS

Examiner's Initials	Cite No	Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s), publisher, city and/or country where published.	Translation (Y/N)

EXAMINER	DATE CONSIDERED
----------	-----------------

#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

*a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. 09/990,581, filed November 21, 2001, or Serial No. 10/151,194, filed May 20, 2002, and relied upon for an earlier filing date under 35 U.S.C. 120 (continuation, continuation-in-part, and divisional applications).